

August 7, 2008

Mr. Christopher A. Whyrick  
Reports Analysis Division  
Federal Election Commission  
999 E Street NW  
Washington, DC 20463

Dear Mr. Whyrick:

The Rudy Giuliani Presidential Committee, Inc. (hereinafter "Committee"), FEC ID# C00430512, is in receipt of your Request for Additional Information (RFI) dated July 8, 2008 referencing the May Monthly FEC Report (4/1/08 - 4/30/08). The Committee's response follows.

#### Schedule B-P

#### Schedule B-P - Void Checks

Under 11 CFR 104.9 and other available FEC guidelines as referenced above, the Committee can find no indication that "void check" is not a valid purpose when reporting transactions of this nature. With regard to the transactions questioned, the Committee has reported checks that were issued to donors in a prior period and, because they were determined to be either duplicate or lost by the donor, these checks were voided during the reporting period so that the Committee's reported cash on hand figures agreed with its internal records. It is the Committee's policy to make repeated efforts to locate contributors in order to comply with all applicable federal regulations relative to contribution refunds. At a point in time that the Committee has exhausted all means of locating contributors to which a contribution refund is required, it will disgorge any funds which it is not allowed to retain to the United States Treasury or to an organization described in 2 U.S.C. 170(c).

#### Schedule B-P & D-P Disbursements

With regard to the negative entries on Schedule B-P to which you refer, the Committee was reporting void checks from prior reporting periods as it has done on previous reports. These transactions relate to previously disclosed disbursement transactions. The positive disbursement transactions (in the same amounts as the prior period void transactions) disclosed on the May Monthly Report represent the Committee's replacement of voided checks. As such, Schedules B-P and D-P are in agreement on the May Monthly Report.

#### Schedule A - Best Efforts

The Committee takes the following steps to ensure compliance with 11 CFR 104.3(a)(4)(i) and 104.7:

All solicitations to prospective donors include the following statement: "Federal law requires us to use our best efforts to collect and report the name, mailing address, occupation and name of employer of individuals whose contributions exceed \$200 in a calendar year."

If the individual fails to respond to the initial request, the Committee sends a stand-alone follow-up letter, no later than thirty (30) days after receipt of the contribution, requesting the same information. The letter includes a pre-addressed envelope and contains the following statement:

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**ETEXT ATTACHMENT**

"Federal law requires that we obtain the attached information regarding your occupation and employment. Please complete the attached form and return it to us as soon as possible in the enclosed envelope."

The Committee then discloses any updated contributor information it receives by filing an amended report on or before its next regularly scheduled disclosure report. If an individual fails to respond to the Committee's requests, the Committee reports donor information pursuant to the guidelines in 11 CFR 104.7(b)(3) and 11 CFR 104.7(b)(4).

Schedule B-P (#'s 4 & 5) -

The committee has reviewed the relevant transactions and believes that all such transactions were properly reported pursuant to 11 CFR 104.9(a) and 11 CFR 104.9 (b) and, therefore, no amendment is necessary.

Sincerely,

John H. Gross  
Treasurer

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